



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

DEC 19 2018

OFFICE OF
ENFORCEMENT AND
COMPLIANCE ASSURANCE

Mr. Kevin Ham
General Shale Brick, Inc.
3015 Bristol Highway
Johnson City, Tennessee 37601

Dear Mr. Ham:

This letter is in response to the General Shale Brick, Inc. (General Shale) application requesting one-year extensions to the December 26, 2018, compliance date for the National Emission Standards for Hazardous Air Pollutants for Brick and Structural Clay Products Manufacturing (Brick MACT), at 40 CFR Part 63, Subpart JJJJ for your brick and structural clay products manufacturing facilities in Roanoke, Virginia, Denver, Colorado, and Columbus, Mississippi. Subsequent to the initial August 23, 2018, application submittal and as requested by the United States Environmental Protection Agency (EPA) on September 27, 2018, you provided supplemental information in further support of your application on October 22, 2018. EPA appreciates your responsiveness in providing the required information needed to act upon the application. Based upon the information submitted and pursuant to CFR §63.6(i)(12)(1), the application is now considered complete. EPA provides the following determination on the extension request.

In the information you provided, you state the compliance extensions are needed for the facilities to become area sources by installing controls that will reduce the facilities' HAP emissions below the major source threshold making the facilities no longer subject to the Brick MACT. You stated that you were working with Colorado to permit your control device, a permit application was submitted to Virginia in May 2018, and you already received a compliance date extension from Mississippi in January 2018.

The compliance extension provisions at 40 CFR §63.6(i)(4)(i)(A) state (in part) that EPA may grant an extension allowing an affected source up to one additional year to comply with the standard. EPA considers the submitted information to show you have been working with your delegated authority to install controls to limit your potential to emit hazardous air pollutants, but in one case will need additional time to complete the permitting process.

For your brick and structural clay products manufacturing facility in Denver, Colorado, EPA has confirmed with Colorado that you received your operating permit on December 1, 2018. EPA takes this to mean that General Shale is no longer seeking an extension of the December 26, 2018, compliance date.

For your brick and structural clay products manufacturing facility in Columbus, Mississippi, EPA has confirmed with Mississippi that you received a compliance extension of the December 26, 2018, compliance date. EPA takes this to mean that General Shale is no longer seeking an extension from EPA.

For your brick and structural clay products manufacturing facility in Roanoke, Virginia, EPA is granting an extension of the December 26, 2018, compliance date until you receive your Virginia state permit, or until December 26, 2019, whichever is sooner.

Should you have questions concerning the above or would like additional assistance, please contact Sara Ayres at (312) 353-6266 or email at ayres.sara@epa.gov.

Sincerely,



Martha Segall, Acting Division Director
Monitoring, Assistance and Media Programs Division
Office of Compliance

cc: Phillip Brooks, Division Director Air Enforcement Division, OECA
Sabrina Argentieri, Air Enforcement Division, OECA
David Cozzie, Acting Division Director Sector Policy and Programs Division, OAR
Brian Storey, Sector Policy and Programs Division, OAR
Scott Jordan, Office of General Counsel
Bruce Augustine, EPA Region 3
Jason Dressler, EPA Region 4
Alexis North, EPA Region 8